IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NOS. 6 TO 10, 21, 26 & 27 OF 2005

Criminal Writ Petition No.6 & 7 of 2005.

Rohit Mehta ....Petitioner.
V/s
M/s.Fortis Financial Services Ltd. & Anr..... .....Respondents.

Criminal Writ Petition No.8 of 2005.

Rohit Mehta ....Petitioner.
V/s
M/s.Alpic Finance Ltd. & Anr..... .....Respondents.

Criminal Writ Petition No.9 & 10 of 2005.

Rohit Mehta ....Petitioner.
V/s
M/s.Fortis Financial Services Ltd. & Anr..... .....Respondents.

Criminal Writ Petition No.21 of 2005.

Rohit Mehta ....Petitioner.
V/s
State of Maharashtra ....Respondents.

Criminal Writ Petition No.26 & 27 of 2005.

Rohit Mehta ....Petitioner.
V/s
M/s.Fortis Financial Services Ltd. & Anr..... .....Respondents.

Office Notes, Office Memoranda of Coram, appearances, Court' s orders or directions and Registrar's orders.	))))	Court's or Judge' s Orders

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None for the petitioenrs.

Mr.R.S. Khadapkar, APP for the State in W.P. Nos.6 and 26 of 2005.

Mr.A.M. Shringarpure, APP for the State in W.P. No.7 of 2005.

Mr.D.R.More, APP for the State in W.P. Nos.8 and 27 of 2005.

Mr.A.S. Shitole, APP for the State in W.P. No.9 of 2005.

Mr.B.H. Mehta, APP for the State in W.P. No.10 of 2005.

Mrs.P.H. Kantharia, APP for the State in W.P. No.21 of 2005.

CORAM:V.G. PALSHIKAR, J.

21.6.2005.

PC:

By all these petitions the petitioner seeks quashing of the proceedings commenced under section 138 of Negotiable Instruments Act. In all such cases the complainant is entitled to prove before the Court that there has been violation of the provisions of section 138 requiring conviction of the accused thereunder. Such opportunity will be denied to complainant if this Court interferes under Article 227 or section 482 of the Criminal Procedure Code or both. Opportunities are also available to the accused to contest claim of the complainant when the

trial begins under section 254 and 255 of the Criminal Procedure Code. Such opportunities being available to the petitioner I see no reason to interfere. Writ Petitions are therefore dismissed.

21.6.2005